

11054 U.S. PTO
12/19/01

Please type a plus sign (+) inside this box [+]

PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 004933.P004
(maximum 12 characters)

First Named Inventor Jared Bobbitt

Title: VIRTUAL FILE SYSTEM

Express Mail Label No. EL861982817US

ADDRESS TO: **Assistant Commissioner for Patents**
Box Patent Application
Washington, D. C. 20231

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. Applicant Claims Small Entity Status. (37 CFR 1.27)
3. Specification (Total Pages 46)
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawings(s) (35 USC 113) (Total Sheets 14)
5. Oath or Declaration (Total Pages 6)
 - a. Newly Executed (Original or Copy)
 - b. Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 17 completed)
 - i. DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
 - c. Unsigned.
6. Application Data Sheet. (37 CFR 1.76)
7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statement verifying identity of above copies

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ACCOMPANYING APPLICATION PARTS

9. **Assignment Papers (cover sheet & documents(s))**
10. _____ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
_____ b. Power of Attorney
11. _____ English Translation Document (if applicable)
12. _____ a. Information Disclosure Statement (IDS)/PTO-1449
_____ b. Copies of IDS Citations
13. _____ **Preliminary Amendment**
14. **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. _____ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. _____ **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17. Other: separate sheet with title, express mail label, copy of postcard and attorney's signature

18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP)
Of Prior Application No.: _____ Examiner _____ Group Art Unit _____

(which is a continuation/ divisional/ CIP of prior application no. _____,
which is a continuation/ divisional/ CIP of prior application no. _____) (List entire chain of priority)

For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18B. Statement under 37 CFR 3.73(b) for continuing application:

The undersigned states that _____ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. _____ Frame No. _____ (or a copy of which is attached).

19. Correspondence Address

Customer Number or Bar Code Label _____
or _____ (Insert Customer No. or Attach Bar Code Label here)

Correspondence Address Below

NAME R. Alan Burnett

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard

Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (206) 292-8600 FAX (206) 292-8606

Name (PRINT/TYPE): R. Alan Burnett Registration No.: 46,149

Signature: R. Alan Burnett Date: Dec. 19, 2001

FEE TRANSMITTAL FOR FY 2001

TOTAL AMOUNT OF PAYMENT (\$) \$542.00

Complete if Known:

Application No. Not yet assignedFiling Date HerewithFirst Named Inventor Jared BobbittGroup Art Unit Examiner Name Attorney Docket No. 004933.P004

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666
Deposit Account Name Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. Payment Enclosed:

Check
 Money Order
 Other

FEE CALCULATION

1. BASIC FILING FEE

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>		
Fee	Fee	Fee	Fee		
Code	(\$)	Code	(\$)		
101	740	201	370	Utility application filing fee	\$370.00
106	330	206	165	Design application filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional application filing fee	

SUBTOTAL (1) \$ 370.002. EXTRA CLAIM FEES

	<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fee Paid</u>
Total Claims <u>30</u>	<u>- 20** = 10</u>	<u>X \$9.00</u>	<u>= \$90.00</u>
Independent Claims <u>4</u>	<u>- 3** = 1</u>	<u>X \$42.00</u>	<u>= \$42.00</u>
Multiple Dependent			

**Or number previously paid, if greater; For Reissues, see below.

Large Entity Small Entity

<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee Description</u>
Code	(\$)	Code	(\$)	
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 132.00

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee Code	Fee (\$)	Fee Code (\$)	
105	130	205	Surcharge - late filing fee or oath
127	50	227	Surcharge - late provisional filing fee or cover sheet
139	130	139	Non-English specification
147	2,520	147	For filing a request for reexamination
112	920*	112	Requesting publication of SIR prior to Examiner action
113	1,840*	113	Requesting publication of SIR after Examiner action
115	110	215	Extension for response within first month
116	400	216	Extension for response within second month
117	920	217	Extension for response within third month
118	1,440	218	Extension for response within fourth month
128	1,960	228	Extension for response within fifth month
119	320	219	Notice of Appeal
120	320	220	Filing a brief in support of an appeal
121	280	221	Request for oral hearing
138	1,510	138	Petition to institute a public use proceeding
140	110	240	Petition to revive unavoidably abandoned application or unavoidably delayed payment of issue fee
141	1,280	241	Petition to revive unintentionally abandoned application or unintentionally delayed payment of issue fee
142	1,280	242	Utility issue fee (or reissue)
143	460	243	Design issue fee
144	620	244	Plant issue fee
122	130	122	Petitions to the Commissioner
123	50	123	Petitions related to provisional applications
126	180	126	Submission of Information Disclosure Stmt
581	40	581	Recording each patent assignment per property (times number of properties)
146	740	246	For filing a submission after final rejection (see 37 CFR 1.129(a))
149	740	249	For each additional invention to be examined (see 37 CFR 1.129(b))
179	740	279	Request for Continued Examination (RCE)
169	900	169	Request for expedited examination of a design application

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) \$ 40.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: R. Alan BurnettSignature: R. Alan Burnett Date: Dec 19, 2001Reg. Number: 46,149 Telephone Number: (206) 292-8600

VIRTUAL FILE SYSTEM

Inventors:
 Jared Bobbitt
 Stephan Doll
 Marc Friedman
 Patrick Lau
 Joe Mullally

Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

R. Alan Burnett

R. Alan Burnett
 Reg. No. 46,149

"Express Mail" mailing label number: EL861982817US

Date of Deposit: December 19, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

Jenny Miller

(Typed or printed name of person mailing paper or fee)

Jenny Miller Dec. 19, 2001
 (Signature of person mailing paper or fee) (Date signed)

Serial/Patent No.: Not yet assigned Filing/Issue Date: Herewith
 Client: Viathan Corporation
 Title: VIRTUAL FILE SYSTEM

BTZ File No.: 004933.P004 Atty/Secty Initials: RAB/jem
 Date Mailed: December 19, 2001 Docket Due Date: _____

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- Amendment/Response (____pgs.)
- Appeal Brief (____pgs.) (in triplicate)
- Application - Utility (46 pgs., with cover and abstract)
- Application - Rule 1.53(b) Continuation (____pgs.)
- Application - Rule 1.53(b) Divisional (____pgs.)
- Application - Rule 1.53(b) CIP (____pgs.)
- Application - Rule 1.53(d) CPA Transmittal (____pgs.)
- Application - Design (____pgs.)
- Application - PCT (____pgs.)
- Application - Provisional (____pgs.)
- Assignment and Cover Sheet
- Certificate of Mailing
- Declaration & POA (6 pgs.)
- Disclosure Docs & Orig &
Copy of Inventor's Signed Letter (____pgs.)
- Drawings: 14 # of sheets includes 16 figures
- Other Certificate of mailing with copy of return postcard signed by attorney. Small Entity Status.

Express Mail No.: EL861982817 Check No. 1897
 _____ Month(s) Extension of Time Amt: \$542.00
 Information Disclosure Statement & PTO-1449 (____ pgs.) Check No. _____
 Issue Fee Transmittal Amt: _____
 Notice of Appeal
 Petition for Extension of Time
 Petition for _____
 Postcard
 Power of Attorney (____ pgs.)
 Preliminary Amendment (____ pgs.)
 Reply Brief (____ pgs.)
 Response to Notice of Missing Parts
 Small Entity Declaration for Indep. Inventor/Small Business
 Transmittal Letter, in duplicate 2 pages each
 Fee Transmittal, in duplicate 2 pages each

UNITED STATES PATENT APPLICATION

FOR

VIRTUAL FILE SYSTEM

Inventors:
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Attorney's Docket No.: 004933.P004

"Express Mail" mailing label number: EL861982817US

Date of Deposit December 19, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

Jenny E. Miller

(Typed or printed name of person mailing paper or fee)

Jenny E. Miller
(Signature of person mailing paper or fee)

Dec. 19, 2001
(Date signed)